

**LEGISLATIVE SERVICES AGENCY  
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

200 W. Washington, Suite 301  
Indianapolis, IN 46204  
(317) 233-0696  
<http://www.in.gov/legislative>

**FISCAL IMPACT STATEMENT**

**LS 6742**

**BILL NUMBER:** SB 169

**NOTE PREPARED:** Apr 2, 2003

**BILL AMENDED:** Apr 2, 2003

**SUBJECT:** Personnel Matters.

**FIRST AUTHOR:** Sen. Lawson C

**FIRST SPONSOR:** Rep. Goodin

**BILL STATUS:** 2<sup>nd</sup> Reading - 2<sup>nd</sup> House

**FUNDS AFFECTED:** ☒ **GENERAL**  
☒ **DEDICATED**  
☒ **FEDERAL**

**IMPACT:** State & Local

**Summary of Legislation:** (Amended) This bill allows a governing body in an executive session to receive information about misconduct and discuss the status of a school bus driver, who is an independent contractor, before the governing body makes a determination. It allows a governing body to provide public notice to the media through the United States mail, by electronic mail, or by fax. The bill provides that information concerning findings of fact and decisions in which final action was taken and that resulted in the disciplining or discharge of a public employee by vote of a governing body is a public record.

**Effective Date:** July 1, 2003.

**Explanation of State Expenditures:** (Revised) Current law provides that information in a public employee's personnel file concerning "disciplinary actions" in which the employee was "disciplined" or discharged are public records under the Open Door Law. The bill changes the criteria from "disciplinary actions" to "findings of fact and decisions upon" which the final action results in the employee being disciplined or discharged by vote of the governing body. The bill would probably have minimal impact on state agencies since the information is currently being collected.

The provision allowing a public agency to give notice of a meeting to news media by facsimile transmission (fax) or electronic mail instead of only using the United States mail could reduce the cost of the notices. The savings are probably minor.

**Explanation of State Revenues:**

**Explanation of Local Expenditures:** See *Explanation of State Expenditures*.

**Explanation of Local Revenues:**

**State Agencies Affected:** All

**Local Agencies Affected:** All

**Information Sources:**

**Fiscal Analyst:** Chuck Mayfield, 317-232-4825